THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 2600058 of 2006

ORAL ORDER:

The first respondent, in exercise of powers conferred under Section 3(2) (a) of Andhra Pradesh Scheduled Areas Land Transfer Regulation Rules, 1969, as amended by Regulation 1 of 1970, passed an order dated 8-12-2004 directing ejection of one Yampati Venkateswara Reddy from an extent of Ac.2.30 cents of land situated in Sy.No.508, Singireddipalli village, Khammam District on the ground that the said land belonging to a non-tribe was transferred in contravention of the provisions of the Regulation 1 of 1970. However, even by the date of the impugned order, the said Yampati Venkateswar Reddy died and the petitioner herein, claiming to be the son-in-law of Yampati Venkateswara Reddy, continuing in possession, appeared before the first respondent and the same was recorded in the order dated 8-12-2004. The petitioner states that in spite of several requests made, the certified copy of the order dated 08-12-2004 has not been furnished to him. Consequently, he could not avail the remedy of appeal provided under Regulation 1 of 1970. It is alleged that meanwhile, the second respondent is taking steps to evict him from the land in question in execution of the order dated 8-12-2004. Hence, this writ petition.

Having heard the learned counsel for the petitioner and the learned Government Pleader appearing for the respondents 1 and 2 and particularly having regard to the fact that the petitioner herein appeared before the first respondent representing his father-in-law Yampati Venkateswara Reddy and claims to have been in possession of the land in question as on today, I am of the opinion that it would be appropriate to afford him an opportunity to avail the remedy of appeal provided under Regulation 1 of 1970.

Accordingly, there shall be a direction to the first respondent to furnish certified copy of the order dated 08-12-2004 pursuant to the

application made by the petitioner on 3-11-2006 on payment of requisite charges. Thereafter, it is open to the petitioner to avail an appeal before the appropriate authority.

Keeping in view the plea of the petitioner that there is a standing crop on the land in question, status quo obtaining as on today as to the nature and possession of the land in question shall be maintained for a period of six weeks from today.

Accordingly, the writ petition is disposed of. No costs.

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G. ROHINI, J

Dated: 15-12-2006
Note: Issue C.C. in two days.
B/o
Kgr

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION No: 26058 of 2006

Dated: 15-12-2006

Between:

Sri Gudibandi Subba Reddy

..... PETITIONER

AND

The Special Deputy Collector,
(T.W.), Bhadrachalam,
Khammam District and two others. ....RESPONDENTS